

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

WILLIS B. ANNIS,

Plaintiff,

v.

MATHEW JOHNSON, *et. al.*,

Defendants.

Case No. 3:21-CV-00469-MMD-CLB

**REPORT AND RECOMMENDATION OF
U.S. MAGISTRATE JUDGE¹**

Plaintiff Willis B. Annis ("Annis") filed an application to proceed *in forma pauperis*, (ECF No. 1). However, he did not file a complaint, as required pursuant to Fed. R. Civ. P. 3, to commence an action in this Court.

On November 23, 2021, the Court issued an order advising Annis that he needed to file a complaint by December 27, 2021. The Court cautioned Annis that a failure to do so would result in this action being dismissed. (ECF No. 4.)

Since the issuance of that order, Annis has filed: (1) motion to amend list of defendants in the 1964 RICO by private party petition (ECF No. 5); (2) motion to investigate (ECF No. 6); (3) motion for legal packets (ECF No. 7); (4) motion to receive legal services (ECF No. 8); and (5) motion/order to send criminal statutes copy of codes (ECF No. 10). However, no complaint was filed.

Given his *pro se* status, the Court granted a motion to extend time and gave Annis until February 18, 2022, to file his complaint. (ECF No. 11.) Despite being given this additional time; Annis has still not filed a complaint in this case. Therefore, it is recommended that this action be dismissed without prejudice, denying the pending motions as moot, and closing this case.

¹ This Report and Recommendation is made to the Honorable Miranda M. Du, United States District Judge. The action was referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and the Local Rules of Practice IB 1-4.

For the reason stated above, the Court recommends that the District Court enter an order **DENYING** the motion to proceed *in forma pauperis*, (ECF No. 1), **DISMISSING** this action, without prejudice, **DENYING** the pending motions (ECF Nos. 3, 5, 6, 7, 8, 10) **AS MOOT**, and closing this case.

1. Pursuant to 28 U.S.C § 636(b)(1)(C) and Rule IB 3-2 of the Local Rules of Practice, the parties may file specific written objections to this report and recommendation within fourteen days of receipt. These objections should be entitled “Objections to Magistrate Judge’s Report and Recommendation” and should be accompanied by points and authorities for consideration by the District Court.

DATED: February 24, 2022 .

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